

DISTRICT COURT OF TULSA COUNTY  
STATE OF OKLAHOMA

DISTRICT COURT  
**F I L E D**

SUZANNE RUSSELL, GUARDIAN OF DONALD R.  
RUSSELL

SEP 11 2006

SALLY HOWE SMITH, COURT CLERK  
STATE OF OKLA. TULSA COUNTY

Plaintiff(s)

Versus

No. 63 2688 05692

J.P.MORGAN SECURITIES, INC., a subsidiary of  
J.P.MORGAN SECURITIES HOLDINGS, LLC

DAVID PETERSON

Defendant(s)

**PETITION**

Plaintiff is the duly appointed guardian of Donald R. Russell, an incapacitated person. Defendant is a fiduciary holding IRA assets for the Ward. Defendant had actual notice that a co-guardian of the Ward, Brenda Kennemer, was acting as such when said co-guardian, who is not dead by way of suicide, withdrew from said account some \$158,850 with no proof of authority to do so from the District Court of Wagoner County. That with said knowledge Kennemer was acting as a guardian, Defendant breached its fiduciary duty as custodian of said IRA funds, for which Plaintiff prays judgment in excess of \$10,000, interest pre-judgment, attorney fees, and the costs of this action.

*Lawrence A. G. Johnson #4705*  
2535 East 21<sup>st</sup> Street  
Tulsa, OK 74114  
(918) 743-0459  
FAX 744-6686  
Attorney for Plaintiff  
Lien Claimed

**EXHIBIT A**

SUMMONS

IN THE DISTRICT COURT OF TULSA COUNTY  
STATE OF OKLAHOMA, 500 SOUTH DENVER, TULSA, OKLAHOMA 74103

Suzanne Russell, Odu

Plaintiff(s)  
vs.  
J P Morgan Securities  
Llc

Defendant(s)

Maryanne Russell  
J P Morgan  
Securities, Llc

To the above-named Defendant(s)

Case No. CJ 2006 5694

Attorney(s) for Plaintiff(s)

Name

Address

Telephone

Appointed to serve. PSL #

Authorized by

You have been sued by the above named plaintiff(s), and you are directed to file a written answer to the attached petition and order in the court at the above address within twenty (20) days after service of this summons upon you exclusive of the day of service. Within the same time, a copy of your answer must be delivered or mailed to the attorney for the plaintiff. Unless you answer the petition within the time stated judgment will be rendered against you with costs of the action.

Issued this 11 day of Sep 2006

Whence

2535 E 21

(Seal)

Sally Howe Smith, Court Clerk

By Sherry Johnson, Deputy Court Clerk

This summons and order was served on \_\_\_\_\_

(date of service)

(Signature of person serving summons)

YOU MAY SEEK THE ADVICE OF AN ATTORNEY ON ANY MATTER CONNECTED WITH THIS SUIT OR YOUR ANSWER. SUCH ATTORNEY SHOULD BE CONSULTED IMMEDIATELY SO THAT AN ANSWER MAY BE FILED WITHIN THE TIME LIMIT STATED IN THIS SUMMONS.